



## DEPARTMENT OF TRANSPORTATION

### Pipeline and Hazardous Materials Safety Administration

[Docket No. PHMSA-2022-0077]

#### Pipeline Safety: Meeting of the Liquid Pipeline Advisory Committee

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA),  
Transportation (DOT).

**ACTION:** Notice of advisory committee meeting.

**SUMMARY:** This notice announces a virtual public meeting of the Liquid Pipeline Advisory Committee (LPAC) to discuss the interim final rule (IFR) titled: “Unusually Sensitive Areas for the Great Lakes, Coastal Beaches, and Certain Coastal Waters.”

**DATES:** PHMSA will hold a virtual public meeting on August 17, 2022. The LPAC will meet from 10:30 a.m. to 2:30 p.m. ET to discuss the IFR. Members of the public who wish to attend are asked to register no later than August 12, 2022. PHMSA requests that individuals who require accommodations because of a disability notify Tewabe Asebe at least five days prior to the meeting. Public comments on the proceedings of the LPAC meeting must be submitted by September 19, 2022.

**ADDRESSES:** The meeting will be held virtually. The agenda and any additional information, including information on how to participate in the virtual meeting will be published on the meeting website at <https://primis.phmsa.dot.gov/meetings/MtgHome.mtg?mtg=160>.

Presentations will be available on the meeting website and on <https://www.regulations.gov/>, in docket number PHMSA-2022-0077 no later than 30 days following the meeting. You may submit comments, identified by Docket No. PHMSA-2022-0077, by any of the following methods:

- *Web:* <https://www.regulations.gov>. This site allows the public to enter comments on any Federal Register notice issued by any agency. Follow the online instructions for

submitting comments.

- *Fax:* 1 (202) 493-2251.
- *Mail:* Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE, West Building: Room W12-140, Washington, D.C. 20590-0001.
- *Hand Delivery:* U.S. Department of Transportation, 1200 New Jersey Avenue SE, West Building: Room W12-140, Washington, D.C. 20590-0001, between 9:00 a.m. and 5:00 p.m. ET Monday through Friday, except federal holidays.
- *Instructions:* Identify Docket No. PHMSA-2022-0077 at the beginning of your comments. If you submit your comments by mail, submit two copies. Internet users may submit comments at <https://www.regulations.gov>. If you would like confirmation that PHMSA received your comments, please include a self-addressed stamped postcard that is labeled “Comments on PHMSA-2022-0077.” The docket clerk will date stamp the postcard prior to returning it to you via the U.S. mail.
- *Note:* All comments received will be posted without edits to <https://www.regulations.gov>, including any personal information provided. Please see the Privacy Act heading for more information. Anyone can use the site to search all comments by the name of the submitting individual or, if the comment was submitted on behalf of an association, business, labor union, etc., the name of the signing individual. Therefore, please review the complete U.S. Department of Transportation Privacy Act Statement in the Federal Register (65 FR 19477) or the Privacy Notice at <https://www.regulations.gov> before submitting comments.
- *Privacy Act Statement:* DOT may solicit comments from the public regarding certain general notices. DOT posts these comments, without edit, including any personal information the commenter provides, to [www.regulations.gov](https://www.regulations.gov), as described in the system of records notice (DOT/ALL- 14 FDMS), which can be reviewed at [www.dot.gov/privacy](https://www.dot.gov/privacy).
- *Confidential Business Information:* Confidential Business Information (CBI) is

commercial or financial information that is both customarily and actually treated as private by its owner. Under the Freedom of Information Act (5 U.S.C. 552), CBI is exempt from public disclosure. If your comments in response to this notice contain commercial or financial information that is customarily treated as private, that you actually treat as private, and that is relevant or responsive to this notice, it is important that you clearly designate the submitted comments as CBI. Pursuant to 49 CFR 190.343, you may ask PHMSA to provide confidential treatment to information you give to the agency by taking the following steps: (1) mark each page of the original document submission containing CBI as “Confidential;” (2) send PHMSA a copy of the original document with the CBI deleted along with the original, unaltered document; and (3) explain why the information you are submitting is CBI. Submissions containing CBI should be sent to Tewabe Asebe, DOT, PHMSA, 1200 New Jersey Avenue SE, PHP-30, Washington, D.C. 20590-0001. Also, submission containing CBI can be emailed to Tewabe Asebe by encrypted email at [tewabe.asebe@dot.gov](mailto:tewabe.asebe@dot.gov). Any commentary PHMSA receives that is not specifically designated as CBI will be placed in the public docket.

- *Docket:* For access to the docket or to read background documents or comments, go to <https://www.regulations.gov>. Follow the online instructions for accessing the dockets. Alternatively, this information is available by visiting DOT at 1200 New Jersey Avenue SE, West Building: Room W12-140, Washington, D.C. 20590-0001, between 9:00 a.m. and 5:00 p.m. ET Monday through Friday, except federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Tewabe Asebe, Office of Pipeline Safety, by phone at 202-366-5523 or by email at [tewabe.asebe@dot.gov](mailto:tewabe.asebe@dot.gov).

## **SUPPLEMENTARY INFORMATION:**

### **I. Meeting Agenda**

On August 17, 2022, the LPAC will meet to discuss the IFR titled: “Unusually Sensitive Areas for the Great Lakes, Coastal Beaches, and Certain Coastal Waters” that

PHMSA published in the Federal Register on December 27, 2021, (86 FR 73173). Comments that have been submitted on the IFR can be found on <https://www.regulations.gov> in Docket No. PHMSA–2017–0152. The LPAC will review the IFR and its associated regulatory analyses (including, but not limited to, the cost-benefit and risk assessment analyses within the IFR and the regulatory impact analysis; the environmental assessment; and other materials pertaining to the IFR provided in the public docket under PHMSA–2017–0152. PHMSA will post additional details on the meeting website in advance of the meeting.

In the IFR, PHMSA amended the pipeline safety regulations in 49 CFR part 195 to explicitly state that certain coastal waters, the Great Lakes, and coastal beaches are classified as unusually sensitive areas for the purpose of compliance with the hazardous liquid integrity management regulations. The amendment implemented mandates contained in the Protecting our Infrastructure of Pipelines and Enhancing Safety (PIPES) Act of 2016, as amended by the PIPES Act of 2020. Under the IFR, a hazardous liquid pipeline that could affect these newly designated areas would have been included in an operator’s integrity management program. PHMSA requested public comments with a submission deadline of February 25, 2022. PHMSA received four comments on the IFR. Following the meeting, PHMSA will publish a final rule that addresses the comments received and relevant information from the LPAC meeting report.

## **II. Background**

The LPAC is a statutorily mandated advisory committee that provides PHMSA and the Secretary of Transportation with recommendations on proposed standards for the transportation of hazardous liquids by pipeline. The committee was established in accordance with 49 U.S.C. 60115 and the Federal Advisory Committee Act, as amended (5 U.S.C. App. 2), to review PHMSA’s regulatory initiatives and determine their technical feasibility, reasonableness, cost-effectiveness, and practicability. The committee consists of 15 members, with membership evenly divided among federal and state governments, regulated industry, and the general public.

### **III. Public Participation**

The meeting will be open to the public. Members of the public who wish to attend virtually must register on the meeting website and include their names and affiliations.

PHMSA will provide members of the public with opportunities to make a statement during this meeting. Additionally, PHMSA will record the meeting and post a record to the public docket. PHMSA is committed to providing all participants with equal access to this meeting.

If you need an accommodation because of a disability, please contact Tewabe Asebe by phone at 202-366-5523 or by email at [tewabe.asebe@dot.gov](mailto:tewabe.asebe@dot.gov).

PHMSA is not always able to publish a notice in the Federal Register quickly enough to provide timely notice regarding last-minute issues that impact a previously announced advisory committee meeting. Therefore, individuals should check the meeting website or contact Tewabe Asebe regarding any possible changes.

Issued in Washington, DC, on July 13, 2022, under authority delegated in 49 CFR 1.97.

**Alan K. Mayberry,**

*Associate Administrator for Pipeline Safety.*

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